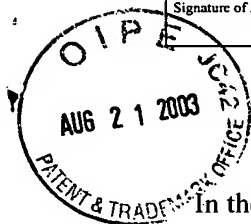


I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on August 19, 2003.

Theodore P. Cummings 40,973
Name of Attorney Registration No.
Signature of Attorney



P&G Case 8363M

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of :
Mary Carmen Gasco, et al. : Confirmation No. 7279
Serial No. 10/010,818 : Group Art Unit 3727
Filed December 6, 2001 : Examiner Stephen J. Castellano
For A SHAPED CONTAINER BOTTOM

NOTICE OF APPEAL

Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
AUG 25 2003
TC 3100 MAIL ROOM

Dear Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated April 18, 2003 of the Primary Examiner finally rejecting Claims 1 - 20.

A timely response to the final rejection has been filed. The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for response to the Office Action dated April 18, 2003 in the above-identified application to permit filing this Notice of Appeal. The processing fee under 37 CFR §1.17 has been determined as follows: \$410.00 for a two-month extension of time.

Please charge the appeal fee of \$320.00, any processing fee under 37 CFR §1.17, and any other necessary fees to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company, Patent Division. An additional copy of this Notice is enclosed for that purpose.

Respectfully submitted,

By

Theodore P. Cummings
Attorney or Agent for Applicant(s)
Registration No. 40,973
(513) 634-1906

08/22/2003 MBIZUMES 00000018 162480 10010818
01 FC:1401 320.00 DA

01 FC:1252 410.00 DA

Date: August 19, 2003

Customer No. 27752
(appnot.doc)
(Last Revised 5/21/02)

08/28/2003 ENIMHONS 00000001 162480 10010818

**FEE TRANSMITTAL
for FY 2003**

Patent fees are subject to annual revision.

**Complete if Known**

Application Number	10/010,818
Confirmation Number	7279
Filing Date	December 6, 2001
First Named Inventor	Mary Carmen Gasco, et al.
Examiner Name	Stephen J. Castellano
Group/Art Unit	3727
Attorney Docket No.	8363M

TOTAL AMOUNT OF PAYMENT (\$)730.00**METHOD OF PAYMENT (check one)**

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 16-2480

Deposit Account Name The Procter & Gamble Company

- ☒
- Charge Any Additional Fee Required Under status. 37 C.F.R. §§1.16 and 1.17

FEE CALCULATION**1. BASIC FILING FEE – Large Entity**

Code (\$)	Fee Description	Fee Paid
1001 750	Utility filing fee	<input type="checkbox"/>
1002 330	Design filing fee	<input type="checkbox"/>
1004 750	Reissue filing fee	<input type="checkbox"/>
1005 160	Provisional filing fee	<input type="checkbox"/>

SUBTOTAL (1) (\$)||**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE – Large Entity**

Total Claims	Extra Claims	Fee from Below	Fee Paid
<input type="checkbox"/> - 20** =	<input type="checkbox"/> x	<input type="checkbox"/>	= <input type="checkbox"/>

Independent Claims ☐ - 3** = ☐ x ☐ = ☐Multiple-Dependent ☐ = ☐

** or number previously paid, if greater; For Reissues, see below

Code (\$)	Fee Description
1202 18	Claims in excess of 20
1201 84	Independent claims in excess of 3
1203 280	Multiple dependent claim, if not paid
1204 84	**Reissue independent claims over original patent
1205 18	**Reissue claims in excess of 20 & over original patent

SUBTOTAL (2) (\$)||**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Code (\$)	Fee Description	Fee Paid
1051 130	Surcharge-late filing fee or oath	<input type="checkbox"/>
1052 50	Surcharge-late provisional filing fee or cover sheet	<input type="checkbox"/>
1053 130	Non-English specification	<input type="checkbox"/>
1812 2,520	For filing a request for <i>ex parte</i> reexamination	<input type="checkbox"/>
1804 920*	Requesting publication of SIR prior to Examiner's action	<input type="checkbox"/>
1805 1,840*	Requesting publication of SIR after Examiner's action	<input type="checkbox"/>
1251 110	Extension for reply within 1 st month	<input type="checkbox"/>
1252 410	Extension for reply within 2 nd month	<input checked="" type="checkbox"/>
1253 930	Extension for reply within 3 rd month	<input type="checkbox"/>
1254 1,450	Extension for reply within 4 th month	<input type="checkbox"/>
1255 1,970	Extension for reply within 5 th month	<input type="checkbox"/>
1401 320	Notice of Appeal	<input checked="" type="checkbox"/>
1402 320	Filing a brief in support of an appeal	<input type="checkbox"/>
1403 280	Request for oral hearing	<input type="checkbox"/>
1451 1,510	Petition to institute a public use proceeding	<input type="checkbox"/>
1452 110	Petition to revive - unavoidable	<input type="checkbox"/>
1453 1,300	Petition to revive - unintentional	<input type="checkbox"/>
1501 1,300	Utility issue fee (or reissue)	<input type="checkbox"/>
1502 470	Design issue fee	<input type="checkbox"/>
1460 130	Petitions to the Commissioner	<input type="checkbox"/>
1807 50	Petitions related to provisional applications (37 C.F.R. 1.17(q))	<input type="checkbox"/>
1806 180	Submission of Information Disclosure Statement	<input type="checkbox"/>
1809 750	Filing a submission after final rejection (37 CFR § 1.129(a))	<input type="checkbox"/>
1810 750	For each additional invention to be examined (37 CFR §1.129(b))	<input type="checkbox"/>
1801 750	Request for Continued Examination (RCE)	<input type="checkbox"/>
1802 900	Request for expedited examination of a design application	<input type="checkbox"/>
1454 1300	Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)	<input type="checkbox"/>
Other fee (specify) _____		<input type="checkbox"/>
Other fee (specify) _____		<input type="checkbox"/>

* Reduced by Basic Filing Fee Paid **SUBTOTAL(3) (\$)** [730]**SUBMITTED BY**

Name (Print/Type) Theodore P. Cummings

Registration No. 40,973

Signature

Complete (if applicable)

Telephone (513) 634-1906

Date 08/19/2003

WARNING: Information on this form may become public. Credit Card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.